

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

| | | |
|-------------------------|---|---------------------|
| EMC OUTDOOR, LLC | : | CIVIL ACTION |
| <i>Plaintiff</i> | : | |
| | : | |
| v. | : | NO. 17-5172 |
| | : | |
| JENNIFER STUART | : | |
| <i>Defendant</i> | : | |

ORDER

AND NOW, this 28th day of June 2018, upon consideration of Plaintiff's *Motion to Dismiss Counts I and IV of Defendant's Counterclaims*, [ECF 36], Defendant's response in opposition thereto, [ECF 39], Plaintiff's reply, [ECF 42], and the allegations contained in Defendant's Answer and Counterclaims, [ECF 33], it is hereby **ORDERED** that, for the reasons set forth in the accompanying Memorandum Opinion, the motion to dismiss is **GRANTED**, and Counts I and IV of Defendant's Counterclaims are hereby **DISMISSED**.

BY THE COURT:

/s/ Nitza I. Quiñones Alejandro
NITZA I. QUIÑONES ALEJANDRO
Judge, United States District Court